Chandka

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION

WRIT PETITION NO. 5750 OF 2007
WITH
CIVIL REVISION APPLICATION NO. 455 OF 2007

Baldev R. Gupta ..Petitioner

versus

Yeshwant W. Patil ..Respondent

Mr. V. A. Thorat i/b. Mr. R. A. Thorat & Ms. Prachi Tatake for the Petitioner.

Mr. A. K. Abhyankar i/b. Mr. U. Warunjikar for the Respondent.

CORAM : S. A. BOBDE, J.
DATE : 23RD OCTOBER, 2007.

P.C.

. After hearing the matter for sometime, the following order is passed, by consent:

2. The Judgment of the Appellate Court in Appeal No. 2 of 2005 and Revision Application No. 168 of 2004 in R.A.E. Suit No. 426/797 of 1999, is hereby set aside. The matter is remanded back to the trial court for decision in accordance with the law.

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3. The parties shall be entitled to apply for amendment of pleadings and for leading additional evidence, which application may be considered and decided according to law.

4. The trial court is directed to decide the suit as early as possible and in any case not later than six months.

5. Both the matters are disposed of accordingly.

(S.A. BOBDE, J.)